

AMENDED IN ASSEMBLY SEPTEMBER 2, 2003

AMENDED IN ASSEMBLY JULY 16, 2003

AMENDED IN SENATE MARCH 24, 2003

SENATE BILL

No. 257

Introduced by Senator Alpert

February 18, 2003

An act to amend Section 52052.5 of the Education Code, relating to pupil testing, ~~and making an appropriation therefor.~~

LEGISLATIVE COUNSEL'S DIGEST

SB 257, as amended, Alpert. Pupil data.

Existing law requires the State Department of Education to contract for the development of proposals to provide for the retention and analysis of longitudinal pupil achievement data on the tests administered pursuant to the Standardized Testing and Reporting Program (STAR), the English language development tests, and the high school exit exam.

This bill would state the intent of the Legislature to promote good data management practices with respect to pupil data systems and issues, including ensuring confidentiality, producing analyzable files, and linking data with data from other agencies. ~~The bill would appropriate \$6,000,000 from the Federal Trust Fund to the State Department of Education for year 2 of the establishment of the longitudinal database and for data collection requirements, as provided.~~

Existing law requires the Superintendent of Public Instruction to establish an advisory committee on all matters relative to the creation of the Academic Performance Index and implementation of the

Immediate Intervention/Underperforming Schools Program and the High Achieving/Improving Schools Program.

This bill would require the advisory committee to make recommendations to the Superintendent of Public Instruction, by July 1, 2005, on the appropriateness and feasibility of a methodology for generating a measurement of academic performance by utilizing unique pupil identifiers and annual academic achievement growth to provide a more accurate measure of a school's growth over time. The bill would require the Superintendent of Public Instruction, with approval of the State Board of Education, to thereafter implement that measurement of the academic performance *if appropriate and feasible*.

Vote: majority. Appropriation: ~~yes~~ *no*. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. It is the intent of the Legislature to do all of the
2 following:

3 (a) Promote good data management practices with respect to
4 pupil data systems and issues including, ensuring confidentiality,
5 producing analyzable files for approved users, and linking pupil
6 data with data from other agencies and users, including a
7 mechanism to monitor pupil progress in postsecondary education.

8 (b) Provide for data management and data sharing that is
9 conducted in a manner so as to protect individual pupil data.
10 Specifically, the systems should use unique identifiers that cannot
11 be traced to the pupil's identity.

12 (c) Establish state data management practices that require the
13 development of specific categories of users and uses for pupil data
14 and establish responsibility for approving and servicing users, as
15 well as, responsibility for establishing and posting protocols,
16 criteria, and procedures for use that are developed in a manner
17 consistent with recommendations of the State Department of
18 Education's advisory committee on privacy and data protocol.
19 Approved users should include school districts, charter schools,
20 state agencies with responsibility for education, legislative policy
21 analysts, evaluators of public school programs, and education
22 researchers from established research organizations.

23 (d) Allow the State Department of Education, whenever
24 possible, to give competitive advantage in grant opportunities



1 related to improving pupil academic achievement or pupil
2 recordkeeping to school districts that use the preidentification
3 process for state assessments provided the unique pupil
4 identification number developed pursuant to the California School
5 Information Services is included in the preidentification process.
6 This will serve to ensure the most accurate data possible and assist
7 districts in building accurate systems for tracking individual pupil
8 performance.

9 SEC. 2. Section 52052.5 of the Education Code is amended
10 to read:

11 52052.5. (a) The Superintendent of Public Instruction shall
12 establish a broadly representative and diverse advisory committee
13 to advise the Superintendent of Public Instruction and the State
14 Board of Education on all appropriate matters relative to the
15 creation of the Academic Performance Index and the
16 implementation of the Immediate Intervention/Underperforming
17 Schools Program and the High Achieving/Improving Schools
18 Program. Members of the advisory committee shall serve without
19 compensation for terms not to exceed two years. The State
20 Department of Education shall provide staff to the advisory panel.

21 (b) By July 1, 2005, the advisory committee established
22 pursuant to this section shall make recommendations to the
23 Superintendent of Public Instruction on the appropriateness and
24 feasibility of a methodology for generating a measurement of
25 academic performance by utilizing unique pupil identifiers for
26 pupils in kindergarten and any of grades 1 to 12, inclusive, and
27 annual academic achievement growth to provide a more accurate
28 measure of a school's growth over time. If appropriate and
29 feasible, the Superintendent of Public Instruction, with the
30 approval of the State Board of Education, shall thereafter
31 implement this measurement of academic performance.

32 ~~SEC. 3. There is hereby appropriated six million dollars~~
33 ~~(\$6,000,000) from the Federal Trust Fund to the State Department~~
34 ~~of Education for year two of the establishment of a longitudinal~~
35 ~~database and for data collection requirements of the federal No~~
36 ~~Child Left Behind Act of 2001 pursuant to Chapter 10~~
37 ~~(commencing with Section 60900) of Part 33 of the Education~~
38 ~~Code.~~